

**APPLYING FOR REVIEW AND CLASSIFICATION  
UNDER ECCNS 5A992, 5D992 AND 5E992**

The following items require review by the Bureau of Export Administration (BXA) for classification under ECCNs 5A992, 5D992 or 5E992:

- C 64-bit mass market products
- C 56-bit encryption items with asymmetric algorithms up to 512-bits
- C key management products with 512-bits

To have these items reviewed by BXA, you must submit a **classification request**. Note that items specifically listed in *related controls* under ECCN 5A002 on the Commerce Control List (CCL) do not require review (i.e., access control systems, data authentication equipment, certain smart cards, certain cellular telephones, etc.). However, we do suggest that you have these items formally classified by BXA if you are unsure of the proper classification. This guidance is designed to help you in applying for review and classification under ECCNs 5A992, 5D992 or 5E992, and should only be used in conjunction with Section 742.15 and other relevant portions of the Export Administration Regulations (EAR).

**Step 1: Read the relevant portions of the Export Administration Regulations (EAR).**

Before you complete the application form, you should read Section 742.15, Supplement 6 to Part 742, Section 748.3 and Supplement 1 to Part 748 of the EAR. Section 742.15 and Supplement 6 to Part 742 are the principal regulatory references for 64-bit mass market, 56-bit items and 512-bit key management products, classified under ECCNs 5A992, 5D992 or 5E992 after a review by BXA. Failure to follow the review requirements may result in delays in the classification process. Section 742.15 explains how these items fit into BXA's encryption policy. Section 748.3 and Supplement 1 to Part 748 provide general information on submitting classification requests, while Supplement 6 to Part 742 explains the submission process specific to encryption items.

**Step 2: Obtain BXA Form 748P**

This is the multipurpose application form you use to apply for review under ECCNs 5A992, 5D992 and 5E992. Since it is a multipart form, it is not available for downloading from the Web. However, you can request the form from BXA's homepage or by calling the Exporter Counseling Division at (202) 482-4811. In addition, instead of submitting a paper application form, you can apply over the internet using BXA's Simplified Network Application Process (SNAP).

If you are submitting a request for more than one item, you must also obtain BXA Form 748P-A, which is an item appendix, and follow the instructions for Block 22 for each additional item. You may include up to six items. Follow the instructions on SNAP to add items electronically.

### Step 3: Fill in the BXA-748P form.

The form must be typed. For each block of the form, follow the instructions in Supplement 1 to Part 748 for classification requests. When applying for review under ECCNs 5A992, 5D992, or 5E992, follow the additional instructions below.

Block	Instruction
5	mark the “classification request” box. This is extremely important. <b>DO NOT</b> mark export or reexport. If you do, the application will be returned to you.
9	indicate the phrase "NLR" in this block. This is used to route the application to an appropriate licensing officer in BXA. If you fail to denote this phrase, the application will be delayed.
14-15	be sure the information in these blocks is complete and correct, because this is where the official classification document from BXA will be sent. If both blocks are filled in, the official classification will be sent to the individual or entity identified in Block 15.
22(a)	For hardware, enter "5A992". For software, enter “5D992.” For technology (up to 56-bits), enter "5E992".
22(j)	provide a brief technical description including the basic purpose of the encryption item and the type of encryption used in the software (e.g., 56-bit RC2/RC4 for secure e-mail, 512 RSA for key exchange). Please <b>DO NOT</b> type ‘see letter of explanation’ or ‘see brochure’. The information identified in this block is entered directly into the BXA computer system, and will be printed on the official classification document issued by BXA. A brief technical description is essential.

All other blocks or block portions appropriate for classification requests should be completed in accordance with Part 748 of the EAR.

### Step 4: Include supporting documents

Supporting documents, such as technical specifications, should accompany the completed BXA 748P form. The supporting documents should contain enough information for BXA to verify the correct classification of the item (e.g., encryption algorithms used and their key lengths). Supplement 6 to Part 742 of the EAR contains details regarding the information you must submit.

### Step 5: Submit the application to BXA

(a) Submit the **original** BXA Form 748P, 748P-A (if applicable) and support documents, in accordance with Section 748.3(b) EAR, to the following address:

**Bureau of Export Administration  
U.S. Department of Commerce  
14th Street and Pennsylvania Avenue, N.W.  
Room 2705,  
Washington, D.C. 20444,  
Attn: “Application Enclosed”**

BXA will not accept applications sent C.O.D. If you submit the forms electronically, either through SNAP or ELAIN, please fax the supporting documents to BXA (fax number: 202-501-0784) or send them to the U.S. Department of Commerce, Bureau of Export Administration, Information Technology Controls Division, Room 2625, 14th & Pennsylvania Ave., N.W., Washington, D.C. 20230.

(b) A **copy** of the entire application (forms and supporting documents) must also be **express mailed** to the following address (failure to comply will result in delays):

**Attn: ENC Encryption Request Coordinator  
9800 Savage Road, Suite 6131  
Ft. Meade, MD 20755-6000**